

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA**

CHESAPEAKE APPALACHIA, L.L.C.,

Plaintiff,

v.

RUSSELL E. BURKETT and GAYLE
BURKETT,

Defendants.

Case No. 3:13-cv-3073

(Judge Mannion)

JOINT NOTICE RE STAY OF ARBITRATION

The parties jointly submit this notice to inform the Court of their agreement to stay Defendants' underlying arbitration pending a resolution by this Court of the question of "who decides" class arbitrability. *See* Ex. 1. The question of "who decides" class arbitrability is currently pending on Plaintiff's fully-briefed motion for summary judgment. *See* ECF Nos. 5, 30, 35.

Dated: September 22, 2014

Respectfully submitted,

/s/ Douglas A. Clark (with permission)

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CERTIFICATE OF SERVICE

I hereby certify that on September 22, 2014, a copy of the foregoing was filed electronically. Notice of this filing will be sent to all parties who have appeared in this action via the Court's electronic filing system. Parties may access this filing through the Court's system.

/s/ Daniel T. Donovan
Counsel